

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF VERMONT**

In re:

**R & G Properties, Inc.,
Debtor.**

**Chapter 11 Case
08-10876**

Appearances: *Michelle Kainen, Esq.
Kainen Law Offices, P.C.
White River Jct., VT
For the Debtor*

*Heather Z. Cooper, Esq.
Rodney E. McPhee, Esq.
Kenlan, Schwiebert, Facey & Goss, P.C.
Rutland, VT
For the Creditor*

**ORDER
DENYING CREDITOR'S MOTION TO DISMISS, AND
ALTERNATIVELY, FOR RELIEF FROM STAY**

Based on the reasoning set forth in the memorandum of decision of even date,

IT IS HEREBY ORDERED that Capmark Finance Inc.'s motion (doc. # 111) to dismiss this chapter 11 case, pursuant to 11 U.S.C. § 1112(b), or alternatively, for relief from stay pursuant to § 362(d), is denied.

SO ORDERED.

Rutland, Vermont
April 16, 2009



Colleen A. Brown
United States Bankruptcy Judge

